

DECEMBER 15, 2008

THE DIRECTOR OF THE SCHOOL AND INSTITUTIONAL TRUST LANDS ADMINISTRATION TOOK FORMAL ACTION ON DECEMBER 15, 2008, IN THE TRUST LANDS ADMINISTRATION OFFICE, 675 EAST 500 SOUTH, SUITE 500, SALT LAKE CITY, UTAH 84102-2818, ON THE MINERAL, SURFACE, DEVELOPMENT, AND FEE WAIVER BUSINESS MATTERS AS INDICATED AND WHICH BECOME EFFECTIVE AT 6:00 P.M. ON DECEMBER 15, 2008.

THESE MINUTES INCLUDE MINERAL ACTIONS AS LISTED ON PAGES 1 TO 2; SURFACE ACTIONS AS LISTED ON PAGES 3 TO 14; DEVELOPMENT ACTIONS AS LISTED ON PAGES 15 TO 21; AND ACTIONS CONTAINING FEE WAIVERS AS LISTED ON PAGE 21.

THESE MINUTES ARE DEEMED THE FINAL AGENCY ACTION CONCERNING THESE MATTERS AND ARE SUBJECT TO REVIEW AND/OR ADJUDICATION PURSUANT TO R850-8 OF THE AGENCY'S RULES. ANY APPEAL OF MATTERS CONTAINED WITHIN THESE MINUTES MUST BE IN WRITING, PURSUANT TO R850-8-1000, AND MUST BE RECEIVED BY THE OFFICE OF THE DIRECTOR BY 6:00 P.M. ON MONDAY, DECEMBER 29, 2008. APPEALS NOT FILED BY THAT TIME WILL BE CONSIDERED UNACCEPTABLE AND THE MATTERS WILL BE UNAPPEALABLE.



KEVIN S. CARTER, DIRECTOR
SCHOOL AND INSTITUTIONAL
TRUST LANDS ADMINISTRATION


LESLIE M. WARNER, RECORDS OFFICER

ARCHIVES APPROVAL NO. 7990209

MINERAL ACTIONS

APPROVAL OF NON-CLASSIFIED MINERALS LEASE APPLICATION AND REFUND (SCH)

The following described application has been received for a mineral lease for “ryholite”, which is one of a group of similar rocks that are often found in close association and may lithologically be classified as Fine Grained Crystalline Igneous Rocks (including ryholite, trachyte, latite, dacite, andesite, and basalt.) The Minerals Group has checked the status of the land and finds that the land is open and available for the issuance of a mineral lease for Fine Grained Igneous Rocks, which should be offered to the applicant in-lieu of a mineral lease for “ryholite”. The applicant is agreeable to a production royalty rate of 10% gross value or \$1 per ton, whichever amount is greater. The applicant is also agreeable to an annual minimum royalty requirement of \$25 per acre, commencing with the second year of the lease. The primary term of the lease will be five (5) years, with terms and conditions subject to readjustment by the Director at the end of each five year term. The annual rental rate will be \$1 per acre, but not less than \$500 per year. The applicant has submitted the required application fee, plus a payment in excess of the required first year annual rentals. **The excess amount paid should be refunded.**

ML 51569 (NCM: Fine Grained
Crystalline Igneous Rocks)

T9S, R2W, SLB&M.
SEC. 2: S½NW¼, N½SW¼

Utah
160.00 acres

Burningham Enterprises, Inc.
95 North, 200 East
American Fork, UT 84003

REFUND: \$160

Upon recommendation of Mr. Blake, the Director approved the application, as amended, and approved the refund of \$160.00.

READJUSTMENT OF CLAY MINERALS LEASE ML 44253 (SCH)

The above-numbered Clay Minerals Lease reaches the end of its current ten-year term on December 31, 2008. The lease is in production of the leased substances and is eligible to be extended upon such readjustment in terms and conditions as may be determined by the Director to be in the best interest of the Trust. The Minerals Group contacted the lessee to amend and restate the terms and conditions of the lease to become effective January 1, 2009. The lessee agreed to adopt the Trust Lands Administration’s current generic mineral lease form. The annual lease rental is increased to \$1 per acre, but not less than \$500. The lessee agreed to commence paying an advance annual minimum royalty of \$25 per acre (\$1000 for the 40-acre lease). The annual minimum royalties may be credited against actual production royalties for the year in which they accrue. The lessee agreed to a new production royalty rate of 10% gross value of the leased substances, but not less than \$1 per ton. Lessee executed the readjusted lease form as described above and submitted the required annual rental and advance annual minimum royalty for the new lease year commencing January 1, 2009. The next ten-year readjustment date for this lease is December 31, 2019. The business system should be updated accordingly.

Upon recommendation of Mr. Blake, the Director approved the lease readjustment.

METALLIFEROUS MINERALS LEASE APPROVALS

Upon recommendation of Mr. Stokes, the Director approved the Metalliferous Minerals lease applications listed below at a minimum annual rental rate of \$500 per lease or \$1 per acre, whichever is greater. The production royalty, as provided in the lease form, approved by the Director of the Trust Lands Administration, is 8% for fissionable minerals and 4% for non-fissionable minerals - based on the gross value of the ore. The land status has been examined utilizing both the plat books and the business system and the lands were found to be open and available. The applications have been checked for completeness and found to be in proper order. The business system and plat books have been updated to show the lease applications as existing contracts on the lands described below:

<u>ML 51570</u>	<u>T6N, R14W, SLB&M.</u>	Box Elder
GRE, Inc.	SEC. 36: ALL	640.00 Acres
14056 South Pepi Band Road		
Draper, UT 84020		

Annual Rental: \$640

FUND: SCH

<u>ML 51571</u>	<u>T6N, R13W, SLB&M.</u>	Box Elder
GRE, Inc.	SEC. 32: ALL	640.00 Acres
14056 South Pepi Band Road		
Draper, UT 84020		

Annual Rental: \$640

FUND: SCH

<u>ML 51572</u>	<u>T36S, R14W, SLB&M.</u>	Iron
Palladon Iron Corporation	SEC. 16: LOTS 1(46.85), 2(47.03), 3(46.87), 4(47.05),	1184.41 Acres
554 South 300 East	5(40.16), 6(40.17), 7(39.96), 8(39.44),	
Suite 250	NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$	
Salt Lake City, Utah 84111		

	<u>T36S, R15W, SLB&M.</u>	
	SEC. 2: LOTS 1(49.37), 2(49.27), 3(49.17), 4(49.07),	
	S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$ [ALL]	

Annual Rental: \$1185

FUND: SCH

CORRECTION OF DIRECTOR'S MINUTES OF NOVEMBER 24, 2008 – ML 45681 (SM) – OIL, GAS, AND HYDROCARBON LEASE

The Director, on November 24, 2008, approved an Acceptance of Surety from EOG Resources, Inc. with Safeco Insurance Company of America as Trustee covering the above-numbered lease. The well pad was listed as the North Chapita #118-6 Well, the correct well pad is North Chapita #260-6.

Upon recommendation of Ms. Garrison, the Director approved the above-listed correction.

S U R F A C E A C T I O N S

GRAZING PERMITS**GRAZING PERMIT NO. 22855-08 (RENEWAL APPROVAL)**

Security Ranches
c/o Gary Hallows
P.O. Box 13
Loa, UT 84747

1,812.96 Acres 80 AUMs School Fund Garfield County

T33S, R12E, SLB&M

Sec. 32: All

Sec. 36: All

T34S, R12E, SLB&M

Sec. 2: All

First year's rental: \$304.00

Weed fee: \$8.00

Application fee: \$50.00

The term of this permit begins July 1, 2008, and expires June 30, 2023. The season of use is November 1 through April 15 for cattle. The permit is for 15years. The allotment is Little Rockies.

Upon recommendation of Mr. Ron Torgerson, the Director approved the renewal of Grazing Permit No. 22855-08.

GRAZING PERMIT NO. 23298 (APPROVAL)

Robert Johnson
P.O. Box 237
Randolph, UT 84064

640.58 Acres 80 AUMs School of Mines Fund Rich County

First year's rental: \$304.00

Weed fee: \$8.00

Application fee: \$50.00

T13N, R7E, SLB&M

Section 13: S $\frac{1}{2}$ S $\frac{1}{2}$, N $\frac{1}{2}$ NE $\frac{1}{4}$

GRAZING PERMIT NO. 23298 (APPROVAL) (CONTINUED)T13N, R8E, SLB&MSection 18: Lots 3 & 4, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$

The term of this permit begins July 1, 2008, and expires June 30, 2023. The season of use is May 10 to July 10. The type of livestock is cattle.

Upon recommendation of Mr. Scott Chamberlain, the Director approved Grazing Permit No. 23298.

GRAZING PERMIT NO. 23186 (ASSIGNMENT)

Jack G. Madsen, P.O. Box 908, Gunnison, UT 84634, has requested the Trust Lands Administration's permission to assign 100% interest in the above referenced grazing permit to Mickel Brothers LLC, P.O. Box 211, Spring City, UT 84662. The assignment fee in the amount of \$508.20 has been submitted. Millard County. School Fund.

Upon recommendation of Mr. Ron Torgerson, the Director approved the assignment of GP 23186.

RIGHTS OF ENTRY**RIGHT OF ENTRY NO. 5190 (APPROVAL)**

On May 14, 2008, the School and Institutional Trust Lands Administration received an application from Conquest Seismic Services, 6430 S. Fiddlers Green Cr., Ste 100, Greenwood Village, CO 80111, to occupy the following described trust land located in Uintah County for the purpose of conducting a 3-D geophysical survey ("Ouray 3-D Seismic Survey") on the following parcels of trust land:

Township 9 South, Range 20 East, SLB&M

Section 36: All

Township 9 South, Range 21 East, SLB&M

Section 25: All

Section 26: All

Section 27: All

Section 31: Lots 3, 4, 5, 6, 7, 8, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 32: All

Section 33: Lots 1, 2, 3, 4, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 34: Lots 1, 2, 3, 4, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$

Section 35: All

Section 36: All

Township 9 South, Range 22 East, SLB&M

Section 29: All

Section 31: Lots 1, 2, 3, E $\frac{1}{2}$ E $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ E $\frac{1}{2}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 32: All

RIGHT OF ENTRY NO. 5190 (APPROVAL) (CONTINUED)**Township 10 South, Range 21 East, SLB&M**Section 1: N $\frac{1}{2}$, SE $\frac{1}{4}$ (within)

Section 2: All

Section 4: NE $\frac{1}{4}$ Section 12: N $\frac{1}{2}$ NE $\frac{1}{4}$ **Township 10 South, Range 22 East, SLB&M**Section 2: W $\frac{1}{2}$ Section 7: Lots 1, 2, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ Section 10: N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 11: Lot 1, E $\frac{1}{2}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 12: W $\frac{1}{2}$ W $\frac{1}{2}$

County: Uintah

Acres: 10,766.30

Fund: School

The applicant has submitted a request to conduct a 3-D seismic survey exploration program of the oil and natural gas reserves. The project consists of 10,766.30 acres of trust land, 44,168.00 of Tribal property, and 18,180.00 acres of federal ("BLM") property. The project will involve portions of 16 square miles of trust land. The project will be buggy drills, vibrators, and helicopters.

As ground disturbance will occur with this right of entry, the Resource Development Coordinating Committee ("RDCC"), the Uintah Basin Association of Governments, and Uintah County were notified on June 10, 2008. Comments were received from RDCC and Uintah County as follows:

Resource Development Coordinating Committee (for the Utah Geological Survey):

"There are known significant vertebrate fossil localities recorded in our files within this project area, and the Eocene Uinta Formation exposed here has the potential for yielding additional significant vertebrate fossil localities. The Office of the State Paleontologist, therefore, recommends a paleontological survey be conducted for this project and its easements by a paleontologist with a valid permit."

Uintah County:

"Uintah County supports this action, keeping ground disturbance caused by increase in traffic, equipment, dust, and noise emissions during project at a minimum."

"We would ask that Polaris [Conquest Seismic Services] contact the Uintah County Planning and Zoning Department for the necessary county permits."

The applicant was provided with the comments received from RDCC and Uintah County.

A paleontological survey was prepared by Erathem-Vanir Geological, dated August 25, 2008. No additional paleontological mitigation is recommended for the proposed seismic project source points. If vertebrate fossils are encountered during construction, a qualified paleontologist should be contacted to evaluate the discovery. This requirement will be met in Paragraph Number 9 of the permit agreement.

RIGHT OF ENTRY NO. 5190 (APPROVAL) (CONTINUED) (CONTINUED)

Cultural resource surveys have been completed by Montgomery Archaeological Consultants (U-07-MQ-1437b,i,p,s; U-07-MQ-1438b,p,s; U-08-MQ-0461b,i,p,s; and U-08-MQ-0485b,i,p,s). Several sites are located on trust land, many of which are considered eligible for inclusion on the National Register of Historic Places. Provided all sites, regardless of eligibility, are avoided by the undertaking, the State Historic Preservation Office ("SHPO") concurs with a finding of "No Historic Properties."

The term of the right of entry will be one year, with a commencement date of September 8, 2008, and expiration date of September 7, 2009. The fee for this permit is \$1,500.00 plus a \$50.00 application fee and a \$50.00 processing fee, totaling \$1,600.00.

Upon recommendation of Mr. Kurt Higgins, the Director approved Right of Entry No. 5190.

RIGHT OF ENTRY NO. 5194 (EXTENSION OF TERM - APPROVAL)

The Federal Aviation Administration, AWP, 1601 Lind Ave. S.W., Renton, Washington 98057, has requested a four month extension of term for Right of Entry No. 5194, to continue the operation of a communication site for an existing VORTAC facility, which is for air traffic control, on the following trust lands on Lake Mountain:

Township 6 South, Range 1 West, SLB&M
Section 27: NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$

County: Utah Acres: 10.00 Fund: School

The extension is temporary until the current Special Use Lease Application No. 1531 is finalized with an anticipated beginning date of March 1, 2009.

The permit is to be extended for four months, for the period November 1, 2008, through February 28, 2009. This is allowable because the total term, including the extension, is less than one year. The fee for this extension is \$1,950.00 (to be credited as telecomm rental) plus a \$50.00 amendment fee, totaling, \$2,000.00. The permittee has submitted the requested payment.

Upon recommendation of Mr. Bagley, the Director approved the extension of term for Right of Entry Permit No. 5194.

RIGHT OF ENTRY NO. 5262 (APPROVAL)

The Trust Lands Administration received a right of entry permit application from WGR Asset Holding Company, LLC, 1099 18th Street, Suite 1200, Denver, CO 80202, for authorization to continue the operation of a small communication site for a microwave radio repeater as part of existing gas operations on the following trust lands:

Township 38 South, Range 24 East, SLB&M
Section 16: Within the SE $\frac{1}{4}$ NE $\frac{1}{4}$

County: San Juan Acres: 0.50 Fund: School

The purpose of this one-year permit is to provide temporary authorization for the operation of an existing small communication site used as part of existing gas operations. It is for an interim period until a longer term special use lease can be evaluated and potentially approved.

RIGHT OF ENTRY NO. 5262 (APPROVAL) (CONTINUED)

The permit shall have a one-year term, with a commencement date of (retroactive to) September 1, 2008, and an expiration date of August 31, 2009. The fee for this permit is \$975.00 (to be credited as telecomm rental) plus a \$50.00 application fee and a \$50.00 processing charge, totaling \$1,075.00. The applicant has submitted the requested fees and rentals.

Upon recommendation of Mr. Gary Bagley, the Director approved Right of Entry Permit No. 5262.

RIGHT OF ENTRY NO. 5270 (APPROVAL)

The School and Institutional Trust Lands Administration has received an application from Wasatch Wind, LLC, 357 West 910 South, Suite A, Heber City, Utah 84032, to occupy the following described trust land located within Millard County to erect a meteorological tower to collect data to determine if it would be economically feasible to install a wind farm in the area:

Township 22 South, Range 9 West, SLB&M
Section 32: NW $\frac{1}{4}$ NE $\frac{1}{4}$ (within)

Containing 5.00 acres, more or less.

As there will be no permanent surface disturbance, the Resource Development Coordinating Committee ("RDCC") was not notified. A cultural resource survey was conducted with a finding of "No Historic Properties." The Trust Lands Administration's staff archaeologist concurs with the finding.

The fee for this right of entry is \$600.00 plus a \$50.00 application fee and a \$50.00 processing fee, totaling \$700.00. Millard County. School Fund. The term is one year, commencing December 15, 2008, and expiring December 14, 2009.

Upon recommendation of Mr. Lou Brown, the Director approved Right of Entry No. 5270 for a one-year term.

EASEMENTS**EASEMENT NO. 1413 (APPROVAL)****APPLICANT'S NAME AND ADDRESS:**

Anadarko Gathering Company, LLC
1201 Lake Robbins Drive
The Woodlands, Texas 77380

LEGAL DESCRIPTION:

Township 14 South, Range 10 East, SLB&M
Section 3: SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ (within)

A strip of land being 50 feet in width located in and being portions of the W $\frac{1}{2}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 3, Township 14 South, Range 10 East, of the Salt Lake Base and Meridian, Carbon County, Utah, being 25 feet to each side of the centerline being more particularly described as follows:

EASEMENT NO. 1413 (APPROVAL) (CONTINUED)

Beginning at the northerly end of said centerline and a point in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 3, from which point the southeast corner of said Section 3 bears S 34°07'35" E 4365.26 feet; thence from said Point of Beginning and along said centerline N 87°03'21" E 104.02 feet to a point; thence S 72°42'09" E 373.98 feet to a point; thence S 22°59'33" W 673.59 feet to a point; thence S 05°08'22" W 639.41 feet to a point in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 3; thence S 06°38'15" W 678.31 feet to a point; thence S 09°25'19" E 528.23 feet to a point in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 3; thence S 10°57'03" E 240.73 feet to a point; thence S 33°24'54" W 552.96 feet to a point; thence S 09°12'35" W 168.84 feet to a point; thence S 07°45'37" E 168.83 feet to a point; thence S 45°31'51" E 25.92 feet to a point in the south line of said Section 3, from which point the southeast corner of said Section 3 bears S 89°52'00" E 2544.88 feet, said point also being the Point of Terminus and containing 4.77 acres more or less.

Township 14 South, Range 10 East, SLB&M
Section 11: SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ (within)

A strip of land being 50 feet in width located in and being portions of the SW $\frac{1}{4}$ and the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11, Township 14 South, Range 10 East, of the Salt Lake Base and Meridian, Carbon County, Utah, being 25 feet to each side of the centerline being more particularly described as follows:

Beginning at the westerly end of said centerline, and a point in the west line of said Section 11, from which point the west one-quarter corner of said Section 11 bears N 00°32'04" E 1225.50 feet; thence from said Point of Beginning and along said centerline S 57°04'26" E 18.10 feet to a point; thence S 43°04'53" E 202.88 feet to a point in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 11; thence S 52°10'10" E 270.08 feet to a point; thence N 70°34'24" E 298.50 feet to a point; thence S 76°18'47" E 455.35 feet to a point; thence N 63°25'35" E 394.30 feet to a point in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 11; thence N 76°23'54" E 125.33 feet to a point; thence N 85°45'12" E 717.87 feet to a point in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 11; thence N 58°47'08" E 650.84 feet to a point in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 11; thence N 60°54'44" E 529.40 feet to a point; thence N 54°01'08" E 275.68 feet to a point; thence N 19°01'18" E 87.64 feet to the Point of Terminus, from which point the west one-quarter corner of said Section 11 bears N 82°36'45" W 3570.47 feet and containing 4.62 acres more or less.

COUNTY: Carbon

ACRES: 9.39

FUND: School

PROPOSED ACTION:

The applicant requests an easement to construct, operate, repair, and maintain a 12-inch diameter pipeline. The proposed pipeline is needed for the expansion of the applicant's gathering system to transport additional volumes of coal bed methane gas produced in the immediate area. The pipeline will run parallel to an existing pipeline corridor. The proposed easement corridor is 8,108.79 feet long and 50 feet wide, containing 9.39 acres. The term of the easement will be 30 years.

RELEVANT FACTUAL BACKGROUND:

The Resource Development Coordinating Committee ("RDCC") review was initiated on July 31, 2008. Comments were received from the Department of Environmental Quality/Division of Air Quality, the Southeastern Utah Association of Governments, and the Carbon County Commission as follows:

Department of Environmental Quality/Division of Air Quality:

"This proposal may require a permit, known as an Approval Order, from the Executive Secretary of the Air Quality Board if any compressor or pump stations are constructed at the site. If a permit is required, a permit application, known as a Notice of Intent (NOI), should be submitted to the Executive Secretary at the Utah Division of Air Quality at 150 North 1950 West, Salt Lake City, Utah, 84116, for review according to the Utah Air Quality Rule R307-401. Permit: Notice of Intent and Approval Order. The guidelines for preparing an NOI are available online at <http://www.airquality.utah.gov/Permits/FORMS/NOIGuide8.pdf>

EASEMENT NO. 1413 (APPROVAL) (CONTINUED)

"In addition, the project is subject to R307-205-5, Fugitive Dust, since the project could have a short-term impact on air quality due to the fugitive dust that could be generated during the excavation and construction phases of the project. An Approval Order is not required solely for the control of fugitive dust, but steps need to be taken to minimize fugitive dust, such as watering and/or chemical stabilization, providing vegetative or synthetic cover, or windbreaks. A copy of the rules may be found at: www.rules.utah.gov/public/code/r307/r307.htm."

Southeastern Utah Association of Governments:

"Favorable comment recommended."

Carbon County:

"Carbon County is in support of the project to construct, operate, repair, and maintain the natural gas pipeline by said company. We would respectfully submit that any surface disturbance after burial of the pipeline be reclaimed using appropriate vegetative ground cover, not necessarily native, but has seed most likely to grow and cover the ground to prevent noxious and invasive plant development. Forage grasses are preferred for livestock and wildlife use. Any fences that were disturbed, especially boundary fences, need to be replaced and/or repaired appropriately. This includes cattle guard placement in areas where existing cattle guards were located and areas where new roads or rights-of-way necessitate the need for said cattle guards."

"Carbon County has just approved the placement of an upgraded pipeline in the same area over lands owned by Carbon County and believes this use to be consistent with our County plans and in the best interest of the County to promote and maintain a growing and more stable economic base for our citizens."

The applicant has been notified of the comments provided by the RDCC. The comments submitted by the Department of Environmental Quality/Division of Air Quality are addressed within Paragraph 13 of the easement agreement.

The Trust Lands Administration's staff archaeologist has determined that multiple cultural resource inventories have been conducted for the project area (U-93-A1-0593b; U-94-A1-0183b,s; U-96-MQ-0536b,s,p; U-98-MQ-0168s; U-98-MQ-0593b,p,s; U-95-MQ-0593; U-99-MQ-0573; U-07-ST-1008b,p,s; U-81-UB-0739). No significant sites were located within the proposed project area; therefore, cultural resource clearance has been granted for the project.

The proposed easement traverses the North Price Coal Block. In order to protect the potential future extraction of coal from the lands underlying the easement, a clause will be included in the easement agreement which allows the Trust Lands Administration to terminate the easement once commercial production of the coal bed methane has ceased. Furthermore, a relocation clause will be included in the easement agreement.

EVALUATION OF FACTS:

1. The proposed easement is not located entirely on trust lands.
2. The proposed easement term is for a period of 30 years.
3. The applicant has paid the School and Institutional Trust Lands Administration the fees as determined pursuant to R850-40-600.
4. The proposed easement will not have an unreasonably adverse affect on the developability or marketability of the subject property.

EASEMENT NO. 1413 (APPROVAL) (CONTINUED)

The action qualifies as an exclusion to the narrative record of decision process because it does not warrant the time and expense necessary to complete a full narrative record. Therefore, this summary will constitute the record of decision.

Upon recommendation of Mr. Chris Fausett, the Director approved Easement No. 1413 for a term of 30 years beginning December 1, 2008, and expiring November 30, 2038, with the easement fee being \$9,420.30 plus the \$750.00 application fee. The administrative fee required pursuant to R850-40-1800 has been paid in a one-time payment of \$1,000.00.

EASEMENT NO. 1097 (ASSIGNMENT)

Questar Gas Management Company, P.O. Box 2819, 1955 Blairtown Road, Rock Springs, Wyoming, 82902, has requested permission to assign 100% of its interest in Easement No. 1097 to Uintah Basin Field Services, LLC, P.O. Box 2819, 1955 Blairtown Road, Rock Springs, Wyoming, 82902. Easement No. 1097 was issued effective January 1, 2007, for a 12-inch diameter buried natural gas pipeline.

When this easement was issued in 2007, an easement fee of \$3,850.98 was paid. The easement fee at today's rates would be \$6,097.39. Rule R850-40-1600(1)(c) directs that, in order for an assignment to be approved, the difference between what was originally paid for the easement and what would be charged for the same easement at today's rates be paid. The difference, in the amount of \$2,246.41, has been paid to the Trust Lands Administration. The \$250.00 assignment fee has also been paid.

The expiration date of the easement remains December 31, 2036. Uintah County. School Fund.

Upon recommendation of Mr. Chris Fausett, the Director approved the assignment of Easement No. 1097.

EASEMENT NO. 1231 (ASSIGNMENT)

Questar Gas Management Company, P.O. Box 2819, 1955 Blairtown Road, Rock Springs, Wyoming, 82902, has requested permission to assign 100% of its interest in Easement No. 1231 to Three Rivers Gathering, LLC, P.O. Box 2819, 1955 Blairtown Road, Rock Springs, Wyoming, 82902. Easement No. 1231 was issued effective on May 7, 2007, for a 12-inch diameter buried natural gas pipeline. The easement was subsequently amended on May 14, 2008, to allow for a 16-inch diameter buried natural gas pipeline to be constructed within the existing easement corridor.

When this easement was issued in 2007, and subsequently amended in 2008, a total easement fee of \$22,896.50 was paid. The easement fee at today's rates would be \$35,616.78. Rule R850-40-1600(1)(c) directs that, in order for an assignment to be approved, the difference between what was originally paid for the easement and what would be charged for the same easement at today's rates be paid. The difference in the amount of \$12,720.28 has been paid to the Trust Lands Administration. The \$250.00 assignment fee has also been paid.

The expiration date of the easement remains March 31, 2037. Duchesne & Uintah Counties. School Fund.

Upon recommendation of Mr. Chris Fausett, the Director approved the assignment of Easement No. 1231.

EASEMENT NO. 1334 (ASSIGNMENT)

Questar Gas Management Company, P.O. Box 2819, 1955 Blairtown Road, Rock Springs, Wyoming, 82902, has requested permission to assign 100% of its interest in Easement No. 1334 to Three Rivers Gathering, LLC, P.O. Box 2819, 1955 Blairtown Road, Rock Springs, Wyoming, 82902. Easement No. 1334 was issued effective February 7, 2008, for a 16-inch diameter buried natural gas pipeline.

When this easement was issued, an easement fee of \$11,301.59 was paid. The easement fee at today's rates would be \$17,580.25. Rule R850-40-1600(1)(c) directs that in order for an assignment to be approved, the difference between what was originally paid for the easement and what would be charged for the same easement at today's rates be paid. The difference in the amount of \$6,278.66 has been paid to the Trust Lands Administration. The \$250.00 assignment fee has also been paid.

The expiration date of the easement remains December 31, 2037. Duchesne County. School Fund.

Upon recommendation of Mr. Chris Fausett, the Director approved the assignment of Easement No. 1334.

SPECIAL USE LEASE AGREEMENTS**SPECIAL USE LEASE AGREEMENT NO. 1538 (APPROVAL)****APPLICANT'S NAME AND ADDRESS:**

RN Industries
35 West 425 South
P.O. Box 98
Roosevelt, Utah 84066

APPLICATION TYPE: INDUSTRIAL

TERMS: 10 years

BEGINNING DATE: January 1, 2009

ENDING DATE: December 31, 2019

NEXT REVIEW DATE: January 1, 2012

FIRST YEAR RENTAL: \$1,000.00

APPLICATION FEE: \$ 250.00

PROCESSING FEE: \$ 700.00

ADVERTISING FEE: \$ 58.00

TOTAL SUBMITTED: \$2,008.00

LEGAL DESCRIPTION:

Township 10 South, Range 20 East, SLB&M
Section 36: All (less 14.653 acres currently within SULA 1453)

COUNTY: Uintah

ACRES: 625.347

FUND: School

PROPOSED ACTION:

The applicant proposes to construct, operate, and maintain a commercial evaporation pond facility known as the Seep Ridge Facility. The facility will consist of approximately 640.00 acres. There will be seven evaporation ponds and certain ancillary facilities in Phase I. The locations of the ponds are described in a letter agreement dated November 20, 2008, between the applicant and XTO Energy Inc., the current mineral lessees of record (ML 47391). An agreement has been reached between the applicant and the mineral lessee as to the location and placement of each pond to be constructed on the subject property. All ponds will be approved and constructed in phases and approved by Trust Lands Administration per an agreement between the mineral lessee and the applicant. All ponds will be fenced to prevent livestock and wildlife access to the pits. The proposed term of the lease is 10 years.

SPECIAL USE LEASE AGREEMENT NO. 1538 (APPROVAL) (CONTINUED)**RELEVANT FACTUAL BACKGROUND:**

The application was advertised in a paper of local circulation in Uintah County. In addition, Uintah County was notified of the action and a copy of the notice was sent to all lessees, permittees, and adjoining landowners. The required public notice process has been completed pursuant to the requirements of R850-30-500(2)(d) and R850-30-500(2)(e). There were no competing applications received during the notice period.

The Resource Development Coordinating Committee ("RDCC") review was initiated on September 11, 2007, and the following comments were received:

Utah Geological Survey:

"Although there are no paleontological localities recorded in our files for this project area, the Eocene Uinta Formation exposed here has the potential for yielding significant vertebrate fossil localities. The Office of the State Paleontologist, therefore, recommends a paleontological survey be conducted for this project and its easements by a paleontologist with a valid permit."

Division of Wildlife Resources ("UDWR"):

"UDWR is concerned that construction of an evaporation facility will result in the following impacts to wildlife in the area:

"The area is classified as crucial yearlong pronghorn habitat. Pronghorn habitat in the area tends to be water limited, not forage limited. Forage loss due to construction is not a major concern. However, pronghorn may be attracted to open water associated with disposal ponds. The entire disposal facility should be fenced with a suitable fence type to exclude pronghorn and other animals from entering.

"There will be an increase in human activity in the area associated with the disposal facility. Increased human presence will increase stress levels and displace pronghorn from the area.

"Waterfowl may enter into wastewater ponds. Any open water that may contain oil or other materials that would be detrimental to waterfowl should be netted to exclude waterfowl entry.

"Mitigation to address these concerns can be accomplished by constructing catchment ponds and/or guzzlers in surrounding locations to provide alternate water sources and foraging area, and to discourage animals from attempting to enter the disposal area."

RDCC's specific concerns have been passed on to the applicant. The Division of Wildlife Resources' concerns for pronghorn and waterfowl mitigation have been addressed in the Permission to Construct Letter issued by the Division of Oil, Gas and Mining dated December 1, 2008. The Utah Geological Survey concerns are addressed in Paragraph Number 9 of the lease agreement.

A cultural resource inventory has been completed by Montgomery U-08-MQ-0179s with 3 non-significant sites located. The Trust Lands Administration's staff archaeologist has reviewed the project and concurs with the finding of "no historic properties affected."

SPECIAL USE LEASE AGREEMENT NO. 1538 (APPROVAL) (CONTINUED)

A paleontological survey was prepared by Stephen D. Sandau, Paleontologist for Intermountain Paleo-Consulting, Report Number 08-17. The survey is dated April 15, 2008. The evaporation ponds covered in the survey showed no signs of vertebrate fossils. Therefore, it is recommended that no paleontological restrictions be placed on the development of the project. Development of the project will encounter the Uinta formation, which may yield fossil material in the subsurface. If vertebrate fossils are encountered during construction, a qualified paleontologist should be contacted to evaluate the discovery. This requirement will be met with Paragraph Number 9 of the lease agreement.

EVALUATION OF FACTS:

Competing applications were solicited pursuant to R850-30-500(2) and no competing applications were received. The application was reviewed pursuant to R850-30-500(2)(g) and the applicant was notified of the need to submit a sealed bid pursuant to R850-30-500(2)(f). The applicant submitted a sealed bid in the amount of \$1,000.00 per year for the lease rental. In addition to the annual rental, the applicant shall pay a water disposal fee in the amount of 16.67 percent of gross, without restrictions, for all water disposed of in the water disposal facility. The water disposal fee payment shall be paid quarterly during the term of the lease, based on a disposal report from the Division of Oil, Gas & Mining well reports, on or before the fifteenth day of the month during the term of this lease. Failure to pay the royalty for a period of one month from the date such rent is due, and upon expiration of a written notice from Trust Lands Administration to the applicant requiring performance within 30 days, shall constitute a default and entitle the Trust Lands Administration to forfeit the applicant's interest in the lease, and all improvements, or to take other legal remedies available at law.

The term of the lease will be 10 years. The agreement will be subject to approval of requirements of the Division of Oil, Gas and Mining for disposal pits. The agreement will contain a clause whereby the annual rate and the water disposal fee will be evaluated and can be adjusted at the end of each three-year period. The adjustment will be made according to Trust Lands Administration Rule R850-30-400(4) and Board policy.

A preliminary evaluation of land value indicated that the minimum annual rental of \$1,000.00 and a water disposal fee of 16.67 percent of gross receipts for all water disposed of at the facility will exceed a rental based on the value of the land.

This action qualifies as an exclusion to the narrative record of decision process because it does not warrant the time and expense necessary to complete a full narrative record. Therefore, this summary will constitute the record of decision.

Upon recommendation of Mr. Kurt Higgins, the Director approved the issuance of SULA 1538 with a beginning annual rental of \$1,000.00 and a water disposal fee in the amount of 16.67 percent of gross receipts for all water disposed of at the facility. The term of the lease will be 10 years, with a three-year rental review pursuant to R850-30-400.

SPECIAL USE LEASE AGREEMENT NO. 1465 (ASSIGNMENT)

Pursuant to R850-30-900, Orica USA, Inc. 33101 E. Quincy Ave., Watkins, CO 80137, requests permission to assign 100% of its interest in the above-referenced lease to Southwest Energy, LLC, 2040 W. Gardner Lane, Tucson, AZ 85705-2208. SULA 1465 became effective December 1, 2005, with a term of 10 years. Continuation of the existing lease form is clearly in the best interest of the Beneficiaries pursuant to R850-30-900(5)(a). No additional fees are assessed. The \$250.00 assignment fee has been submitted. Utah County. School Fund.

Upon recommendation of Mr. Kurt Higgins, the Director approved the assignment of SULA 1465.

SPECIAL USE LEASE AGREEMENT NO. 1418 (FIVE-YEAR REVIEW)

SULA 1418 is leased to Cedar Valley Farms, 90 North 500 West, Lehi, UT 84043. This is an agricultural lease in Utah County. School Fund.

1. **ANNUAL RENTAL:**

The five-year review date for this lease is January 1, 2009. The leased premises are used for dry wheat farming. Based on agricultural prices and practices in this area, and the amount of the existing rental, it is recommended that the annual base rental remain equal to 25% of the gross receipts or 25% of the estimated market value of the crop, whichever is greater, each year a crop is harvested for the next five years. A certified notice was sent to the lessee informing him of the date of this action and the right to oppose and/or appeal the action. No response was received.

Average Annual Rental amount: \$4,418.44

Range of Annual Rental Collected: \$2,488.00 to \$10,749.33

Acres in lease: 1,032.19

Rental per acre: \$4.28

2. **DUE DILIGENCE:**

The development allowed by the lease has occurred. It is recommended that the lease be kept in force.

3. **PROPER USE:**

The leased premises are being used in accordance with the lease agreement.

4. **ADEQUATE INSURANCE AND BOND COVERAGE:**

A bond is allowed by the lease but is not considered necessary at the present time. Insurance is required by the lease and the lessee has been requested to provide documentation of coverage.

5. **ESTABLISHMENT OF WATER RIGHTS:**

There are no SITLA owned water rights associated with this lease.

6. **POLLUTION AND SANITATION REGULATIONS:**

The Trust Lands Administration is unaware of any violations of valid sanitation and pollution regulations as prescribed by any governmental agency having jurisdiction. There is no evidence of underground storage tanks on the premises.

7. **NEXT ASSESSMENT DATE:**

The next assessment date will be January 1, 2014.

Upon recommendation of Mr. Scott Chamberlain, the Director approved the five-year review for SULA 1418.

TIMBER SALES**TIMBER SALE NO. 799 (CLOSEOUT AND BOND RELEASE)**

TA 799 (Blind Spring), in the name of Thompson Logging, P.O. Box 363, Kamas, Utah 84036, has been inspected and the operator has been determined to have satisfactorily completed all contract requirements. All payments and ticket books have been submitted. Cache County. School Fund.

Upon recommendation of Mr. Cary Zielinsky, through Mr. Richard Wilcox, the Director approved TA 799 (Blind Spring) as hereby closed-out and approved the release of all bonds associated with this sale.

DEVELOPMENT ACTIONS

DEVELOPMENT SUBDIVISION SALE

THE FOLLOWING SALE HAS BEEN EXECUTED AND A PATENT ISSUED FOR:

SUBD 10.0 Highland Park Phase 1 Subdivision

This transaction has been executed pursuant to Development Lease DEVL 610.

LEGAL DESCRIPTION: (SUBDIVISION)

Section 7, Township 42.0 S, Range 14.0 W, SLBM

Section 18, Township 42.0 S, Range 14.0 W, SLBM

PURCHASER:

GOLDEN HERITAGE HOMES, INC.

2303 N. Coral Canyon Blvd., Suite 200

SAINT GEORGE, UT 84780

LOT SALE DESCRIPTION:

Desc /	Certificate #	Cert/Sale Dt	Patent #	Patent Dt	Lot Price	Fee	Acreage	Fund	Section
Lot 247	26377-10-247	12/02/08	19928-10-247	07/07/06	\$15,158.83	\$20.00	0.22	SCH	7

LIST MINERAL RESERVATIONS:

Subject to a reservation to the State of all coal and other mineral deposits along with the right for the State or other authorized persons to prospect for, mine, and remove the deposits.

LIST SURFACE RESERVATIONS:

Subject to an easement across the property for utilities as shown on the recorded plat map; also,

Subject to any valid, existing rights of way of any kind and any right, interest, reservation or exception appearing of record, and subject also to all rights of way for ditches, tunnels, and telephone and transmission lines that have been or may be constructed by the United States as provided by statute; also,

Subject to the Covenants, Conditions, and Restrictions that have been recorded for the subdivision.

This item was submitted for record-keeping purposes by Andrea L. James.

WATER TANK SITE CONVEYANCE (DEVL 809)

PROJECT: South Block
PROJECT MANAGER: Brent Bluth
PROJECT CODE: SOBLK 000 00
FUND: School
PATENT DATE: September 30, 2008
PATENT NO.: 20083
BOARD APPROVAL DATE: April 12, 2007

CONVEYANCE TO:
CITY OF ST. GEORGE
175 East 200 North
St. George, Utah 84770

DESCRIPTION OF TRANSACTION:

On September 12, 2007, the following agreements obligating the respective parties to specific performance responsibilities in connection with the construction of the Atkinville Interchange and Southern Parkway ("Transportation Project"), and the extension of River Road, including utility infrastructure ("South Block Development Project"), were fully executed:

- 1) Agreement 1, Southern Parkway Agreement; Three-party agreement between Trust Lands Administration ("SITLA"), Utah Department of Transportation ("UDOT"), and the City of St. George ("City");
- 2) Agreement 2, Southern Parkway Agreement between SITLA and the City;
- 3) Agreement 3, Southern Parkway Agreement between SITLA and UDOT.

In Agreement 2, SITLA and the City negotiated and reached an agreement on certain obligations of each party connected thereto, recognizing that the importance of completion of the Transportation Project and the implementation of the South Block Development Project to both parties are of greater benefit in value than the value SITLA would otherwise receive as compensation from the City for the land. Accordingly, the following action, pursuant to Agreement 2, Section (a) (iv) has been taken to dedicate by patent, parcels of land to the City for the construction and maintenance of water tank sites to deliver water to the future development of the South Block area. The City has paid all costs for the surveying of the water tank sites as well as the costs of all reports, investigations, and other expenses associated with the City's investigation of the water tank sites and the construction of the water tanks thereon. Additional supporting information is available in the Planning and Development file.

LEGAL DESCRIPTION:

Township 43 South, Range 16 West, SLB&M

Section 24: within, more particularly described as follows:

Commencing at the North ¼ Corner of Section 24, Township 43 South, Range 16 West, Salt Lake Base and Meridian; Thence South 88°50'44" East along the Section line a distance of 446.98 feet; Thence South a distance of 2585.76 feet, to the Point of Beginning; Thence South 30°50'44" West, a distance of 311.24 feet; Thence North 59°09'16" West, a distance of 307.29 feet; Thence North 30°50'44" East, a distance of 311.24 feet; Thence South 59°09'16" East, a distance of 307.29, to the Point of Beginning.

Containing: 2.20 acres, more or less.

NUMBER OF ACRES BY COUNTY: 2.20 acres – Washington County

NUMBER OF ACRES BY FUND: 2.20 acres – School

WATER TANK SITE CONVEYANCE (DEVL 809) (CONTINUED)**MINERAL RESERVATIONS:**

Excepting and reserving all coal and other mineral deposits along with the right for the State or other authorized persons to prospect for, mine, and remove the deposits.

SURFACE RESERVATIONS:

Subject to an express covenant that the conveyed property shall not be used for any purposes other than as a water tank site, and provided that the only features that may be constructed on such conveyed property are those that are incidental or reasonably related to the use and construction of a water tank on the conveyed property, which covenants shall run with the land and shall be enforceable by the Trust Lands Administration, its successors and assigns; also,

Subject to any valid, existing easement or rights of way of any kind and any right, interest, reservation or exception appearing of record, and subject also to all rights of way for ditches, tunnels, and telephone and transmission lines that have been or may be constructed by authority of the United States as provided by Statute; also,

Subject to the continuing covenants and obligations of the City and the Trust Lands Administration as set forth in the Agreement, which covenants and obligations shall not be deemed to have merged into this Patent.

This item was submitted by Alexa Wilson for record-keeping purposes.

DEVELOPMENT EXCHANGE NO. 329 – BINGHAM FAMILY ALASKA, LLC – PRICE FAIRGROUNDS

THE FOLLOWING EXCHANGE HAS BEEN EXECUTED, A PATENT HAS BEEN ISSUED, AND A GENERAL WARRANTY DEED AND A QUIT CLAIM HAVE BEEN RECEIVED:

EXCHANGE NO.:	329
DATE OF TRANSACTION:	September 30, 2008
PROJECT:	Price Fairgrounds
PROJECT MANAGER:	Rebecca Steed
PROJECT CODE:	PRFGD 000 00
FUND:	School
COUNTY:	Carbon
BOARD APPROVED:	April 11, 2002
PATENT NO.:	20116
PATENT DATE:	October 13, 2008
WARRANTY DEED NO.:	000197
WARRANTY DEED DATE:	October 30, 2008
QUIT CLAIM DEED:	001376
QUIT CLAIM DEED DATE:	September 16, 2008

EXCHANGE PARTNER:

BINGHAM FAMILY ALASKA, LLC
P.O. Box 185
Orem, Utah 84059

DESCRIPTION OF TRANSACTION:

The Trust Lands Administration and Bingham Family Alaska, LLC ("Bingham") have agreed it is in both entities best interest to exchange certain surface estate in Carbon County, Utah, along the Fairgrounds Road. Development Exchange No. 329 states that the Trust Lands will convey to Bingham two parcels of land, Parcel "B", a 0.18 acre parcel, and Parcel "C", a 2.37 acre parcel via State of Utah Exchange Patent. In exchange, Bingham will convey to the Trust Parcel "D", a 1.42 acre parcel of land via recordable warranty.

**DEVELOPMENT EXCHANGE NO. 329 – BINGHAM FAMILY ALASKA, LLC – PRICE FAIRGROUNDS
(CONTINUED)**

All of the trade parcels are located in the same immediate location. Therefore land valuation is consistent for all of the parcels. Area land values, at the time of the trade negotiations, were estimated at \$30,000 per acre. This estimate was based upon a recent area land sale. A significant valuation factor in the negotiations was a power line easement that has to be relocated prior to development. Each parcel being traded to Bingham has a power line pole that is located too close to the existing Fairgrounds Road. At the time of trade negotiations, the power company estimated the cost to move each pole at \$40,000.

Important in this trade is that the Trust needs the Bingham parcel to access its 30+/- acre undeveloped Fairgrounds Parcel. Without this access, a significant amount of the 30 acre Fairgrounds Parcel's value will be lost.

Valuation Conclusion: The land values exchanged are in the Trust's favor. The Trust will receive \$42,600 of land value (1.42 acres x \$30,000 = \$42,600). Bingham will receive an estimated \$31,100. The .18 acre parcel is not large enough to meet zoning and needs a power line, pole realignment; therefore, sold separately this parcel is economically unviable. The \$31,100 estimate is calculated thus (2.37 acres x \$30,000 - \$40,000 power pole realignment cost = \$31,100).

LANDS CONVEYED TO BINGHAM FAMILY ALASKA, LLC

LEGAL DESCRIPTION:

Township 14 South, Range 10 East, SLB&M
Section 19:

Beginning at a point located S 0°10'31" E along the Section line 99.39 feet from the Northeast Corner of Section 19; thence S 0°10'31" E along the Section line 231.00 feet; thence S 89°48'06" W 68.32 feet; thence N 16°17'56" E along the proposed right-of-way line of Fairgrounds Road 240.91 feet to the point of beginning.

Contains approximately 0.18 acre, more or less.

Township 14 South, Range 10 East, SLB&M
Section 19:

Beginning at the Southeast Corner of the NE¼ of the NE¼ of Section 19, said point is also located S 0°10'31" E along the Section line 1321.54 feet from the Northeast Corner of Section 19; thence S 89°45'46" W along the 1116th (40 acres) Section line 361.53 feet; thence N 16°17'56" E along the projection of the Easterly right-of-way line of the Fairgrounds Road 344.70 feet; thence N 89°46'33" E 263.78 feet to the Section line; thence S 0°10'31" E along the Section line 330.38 feet to the point of beginning.

Contains approximately 2.37 acres, more or less.

TOTAL NUMBER OF ACRES BEING CONVEYED: 2.55 acres, more or less.

NUMBER OF ACRES BY COUNTY: 2.55 acres - Carbon County

NUMBER OF ACRES BY FUND: 2.55 acres – School

MINERAL LEASES GIVEN UP: None

SURFACE LEASES GIVEN UP: None

**DEVELOPMENT EXCHANGE NO. 329 – BINGHAM FAMILY ALASKA, LLC – PRICE FAIRGROUNDS
(CONTINUED)**

LIST MINERAL RESERVATIONS:

Excepting and reserving to the State of Utah all coal and other mineral deposits, along with the right for the State or other authorized persons to prospect for, mine, and remove the deposits as provided by Statute.

LIST SURFACE RESERVATIONS:

Subject to an easement across the property as may be necessary and reasonable to access lands administered by the School and Institutional Trust Lands Administration; also,

Subject to any valid, existing easement or right of way of any kind and any right, interest, reservation or exception appearing of record, and subject also to all rights of way for ditches, tunnels and telephone and transmission lines that have been or may be constructed by authority of the United States as provided by Statute; also

Subject to a right of way for a 7.2 KV power line granted to PacifiCorp, DBA Rocky Mountain Power, on record with the Trust Lands Administration as ROW 3033; also

Subject to an Oil Gas and Hydrocarbon Lease with ConocoPhillips Company on record with the Trust Lands Administration as ML 39038; also,

Subject to Easement No. 273 granted to PacifiCorp, DBA Rocky Mountain Power, for a 46kV power line on record with the Trust Lands Administration.

LANDS CONVEYED TO TRUST LANDS ADMINISTRATION

LEGAL DESCRIPTION:

Township 14 South, Range 10 East, SLB&M
Section 19: Within

Beginning at the Northwest Corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, said point is also located S 89°48'52" W along the Section line 332.90 feet and S 0°11'26" E 330.46 feet from the Northeast Corner of said Section 19; thence N 89°48'06" E 191.49 feet to the Westerly right-of-way line of the Fairgrounds Road; thence S 16°17'56" W along said Road 674.64 feet; thence N 0°11'26" W 646.87 feet to the point of beginning.

Containing 1.42 acres, more or less.

LIST MINERAL RESERVATIONS:

Excepting therefrom all rights, title, or interests in minerals of any kind, oil, gas, coal, or other hydrocarbons and the right to mine or remove such substances including, but not limited to, express or implied easements and rights to enter upon and use the surface of the land for exploration, drilling, or extraction related purposes.

- a. Unpatented mining claims.
- b. Reservations or exceptions in patents or in Acts authorizing the issuance thereof.
- c. Water rights, claims, or title to water.

LIST SURFACE RESERVATIONS:

Subject to any valid, existing easement or right of way of any kind and any right, interest, reservation or exception appearing of record, and subject also to all rights of way for ditches, tunnels and telephone and transmission lines that have been or may be constructed by authority of the United States as provided by Statute; also,

**DEVELOPMENT EXCHANGE NO. 329 – BINGHAM FAMILY ALASKA, LLC – PRICE FAIRGROUNDS
(CONTINUED)**

Easements and reservations set forth in that certain Patent recorded May 22, 1989, as Entry No. 24007, in Book 288, at Page 671, of Official Records; also,

Right of Way for public road purposes (Fairgrounds Road) as may affect the Easterly boundary of said land; also,

Said property lies within the boundaries of the Price River Water Improvement District and is subject to any assessments and service charges levied thereunder.

NUMBER OF ACRES BY COUNTY: 1.42 acres - Carbon County

NUMBER OF ACRES BY FUND: 1.42 acres - School

This item was submitted by Andrea L. James for record-keeping purposes.

TICABOO DRIVE ROAD DEDICATION (DEVL 891)

PROJECT:	Ticaboo
PROJECT MANAGER:	Alexa Wilson
PROJECT CODE:	TCABO 000 00
FUND:	School
DATE OF RECORDING:	December 26, 1979
PLAT DEDICATION NO.:	180

CONVEYANCE TO:
Garfield County
P.O. Box 77
Panquitch UT 84759

TRANSACTIONAL CONTEXT:
Development pursuant to Development Lease DEVL 2.

LEGAL DESCRIPTION:
Township 36 South, Range 11 East, SLB&M
Section 16:
Ticaboo Subdivision Plat I (2nd Amended), Ticaboo Drive

Beginning at a point which is 1724.88 ft. South and 44.05 ft. West of E ¼ corner, Section 16, T26S, R11E, SLB&M, and running thence N59°08'55"W 64.23 ft.; thence Northeasterly along a 330.00 ft. radius curve to the right 371.18 ft.; thence N5°17'50"E 263.63 ft.; thence Northwesterly along a 290.00 ft. radius curve to the left 463.99 ft.; thence N86°22'30"W 651.35 ft.; thence Southwesterly along a 380.00 ft. radius curve to the left 229.46 ft.; thence S59°01'37"W 110.03 ft.; thence Northwesterly along a 467.3620 ft. radius curve to the right 645.29 ft.; thence Northwesterly along a 760.00 ft. radius curve to the left 425.76 ft.; thence N73°57'43"W 605.00 ft.; thence S16°02'17"W 60.00 ft. ; thence S73°57'43"E 605.00 ft.; thence Southeasterly along a 700.00 ft. radius curve to the right 392.15 ft.; thence Northeasterly along a 527.3620 ft. radius curve to the left 728.14 ft.; thence N59°01'37" 110.03 ft.; thence Southeasterly along a 320.00 ft. radius curve to the right 193.23 ft.; thence S86°22'30"E 651.35 ft.; thence Southwesterly along a 230.00 ft. radius curve to the right 368.00 ft.; thence S5°17'50"W 263.63 ft.; thence Southeasterly along a 390.00 ft. radius curve to the left 438.67 ft. more or less to the right-of-way line of State Highway No. 276; thence N31°E 60.00 ft. to the point of beginning. Contains 5.265 acres.

TICABOO DRIVE ROAD DEDICATION (DEVL 891) (CONTINUED)

NUMBER OF ACRES BY COUNTY: 5.265 acres – Garfield County

NUMBER OF ACRES BY FUND: 5.265 acres – School

MINERAL RESERVATIONS:

Excepting and reserving to the State all coal, oil and gas, and other mineral deposits.

SURFACE RESERVATIONS:

None

Upon recommendation of Alexa Wilson, the Director approved the above item.

ACTIONS CONTAINING FEE WAIVERS

NONE